

STATE OF WASHINGTON

OFFICE OF
INSURANCE COMMISSIONERBEFORE THE INSURANCE COMMISSIONER
OF THE STATE OF WASHINGTON

☐ The orders posted here are unverified electronic duplicates of the official orders actually entered. To be certain you have the official version of the order as entered, you should request a hard copy of the official version from the Commissioner's Public Disclosure Officer, Steve Carlsberg, 360-586-0691, or by e-mail: stevec@oic.wa.gov.

In the Matter of)	No. D 2000 - 23
)	
Sea West Insurance Agency Company,)	STIPULATION AND ORDER LEVYING A FINE
<i>Licensee.</i>)	

STIPULATION BY AGENT

Sea West Insurance Agency Company (Alicensee@) hereby stipulates to the payment of a fine in the total amount of \$5,000 based on the following facts which are hereby acknowledged. Licensee further stipulates and agrees that it will comply with Washington insurance laws and regulations in the future.

1. Licensee permitted unlicensed individuals to act as brokers, in violation of RCW 48.17.060 and 48.17.180.
2. Licensee failed to keep copies of deposit slips showing details of deposits. In each case, that violated RCW 48.17.470, 48.17.480, RCW 48.17.600, and WAC 284-12-080.
3. Licensee did not deposit all money collected as premium, and cashed some premium checks before depositing the funds. In each case, that violated RCW 48.17.600 and WAC 284-12-080.
4. Licensee overstated the premiums required for policies and failed to refund the excess. In each case, that violated RCW 48.30.190 and RCW 48.17.480.
5. Licensee failed to report the exact amount of premium charged to insureds. In each case, that

violated RCW 48.17.480.

6. Licensee in certain cases kept part of the money received from customers as insurance premium, and failed to remit it to the insurer or to refund it to the customer. In each case, that violated RCW 48.17.480 and RCW 48.30.190.

7. Licensee paid some premium refunds from its operating account instead of the separate account, deposited return premiums into the operating account instead of the separate account, and transferred funds from the operating account into the separate account. In each case, that violated RCW 48.17.600 and WAC 284-12-080.

8. Licensee failed to refund to insureds amounts received as return premium, from credits for cancellation of endorsements and from returns of overpayments. In each case, that violated RCW 48.17.480, 48.17.600, and 48.30.190, and WAC 284-12-080.

9. Licensee failed to deposit in the separate premium account money received from insurers as refunds upon cancellations of coverage, and failed to account for those payments properly. In each case, that violated RCW 48.17.480 and 48.17.600 and WAC 284-12-080.

10. Licensee used un-numbered "petty cash" receipt forms with limited information, not properly filled out and with required information missing. In each case, that violated RCW 48.17.470 and 48.18.220, and WAC 284-30-550.

11. Licensee failed to keep proper records, in that some policy files were missing, the files were unorganized, payment confirmations from insurers were not retained, applications were not signed by the agent or broker, and there was no or an insufficient accounting record of premium transactions. In each case, that violated RCW 48.17.470 and 48.17.600 and WAC 284-12-080.

The licensee has engaged in practices that are not in accord with the standards set out in the insurance code of Washington. Accordingly, the licensee enters this Stipulation to the following Order voluntarily and with the understanding that such fine is in lieu of any suspension or revocation of the licensee's license for such conduct. The facts described above, and the fact of this stipulation, may be considered by the Commissioner in any future administrative actions regarding licensee.

Signed this 9th day of February, 2000.

SEA WEST INSURANCE AGENCY COMPANY

By: _____

(signature)

Its: _____

(title)

ORDER

Pursuant to RCW 48.17.560 and the foregoing Stipulation, the Commissioner hereby imposes a fine in the amount of \$ 5,000 upon Seawest Insurance Agency.

The fine shall be paid in full within 30 days from the date of this Order. Upon failure to pay the fine, the Commissioner will revoke the license of the licensee and the fine will be recoverable in a civil action brought on behalf of the Commissioner by the Attorney General.

ENTERED AT LACEY, WASHINGTON, this 14th day of February, 2000.

DEBORAH SENN

Insurance Commissioner

By

WILLIAM E. FRANDSEN

Deputy Commissioner